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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project and Authorization to Recover All Present and Future Costs in Rates.

Application 12-04-019
(Filed April 23, 2012)

**E-MAIL RULING SHORTENING TIME TO RESPOND TO MARINA COAST
WATER DISTRICT'S MOTION FOR RECIRCULATION OF NOTICE OF
AVAILABILITY OF THE DRAFT ENVIRONMENTAL IMPACT REPORT**

Dated June 23, 2015, at San Francisco, California.

/s/ BURTON W. MATTSO for

Gary Weatherford
Administrative Law Judge

From: Mattson, Burton

Sent: Tuesday, June 23, 2015 3:56 PM

To: michael@rri.org; rmcglothlin@bhfs.com; norm@montereycfb.com; ronweitzman@redshift.com; JRBobMcK@gmail.com; nisakson@mbay.net; GeorgeTRiley@gmail.com; attys@wellingtonlaw.com; tfrutcheys@ci.pg.ca.us; dave@laredolaw.net; rcsg.carlos@gmail.com; ross@smwlaw.com; sarah.leeper@amwater.com; Reynolds, John; MFogelman@FriedmanSpring.com; jfarrow@mrwolfeassociates.com; LarrySilver@earthlink.net; dcarroll@downeybrand.com; jminton@pcl.org; ek@a-klaw.com; jgeever@surfrider.org; kstrong@gordonrees.com; lminky@bhfs.com; sdamron@surfrider.org; filings@a-klaw.com; don.evans8@gmail.com; jdriscoll@allenmatkins.com; ACerasuolo@amwater.com; david.sousa@amwater.com; kevin.tilden@amwater.com; robert.maclean@amwater.com; tim.miller@amwater.com; pfindley@rbf.com; ahowe@surfrider.org; jshoaf@bhfs.com; rdrake@bhfs.com; ffarina@cox.net; mckeecj@co.monterey.ca.us; awhite@mclw.org; ChardavoyneDE@co.monterey.ca.us; janetb@montereybay.com; engellj@comcast.net; llowrey@nheh.com; llowrey@nheh.com; jason@burnettforcarmel.com; iga@att.net; jheitzman@mcwd.org; directorshriner@gmail.com; keith@mrwpca.com; paul@mrwpca.com; DStoldt@mpwmd.net; atersol@gmail.com; Catherine.Bowie@amwater.com; heidi@laredolaw.net; GeneralManager@mpccpb.org; Andrew.Homer@amwater.com; Nicholas.Subias@amwater.com; nina.suetake@amwater.com; rbm@landwater.com; Anna.Shimko@SedgwickLaw.com; Sigrid.Waggener@SedgwickLaw.com; rmuzzin@friedmanspring.com; EZigas@esassoc.com; BMooney@GordonRees.com; Idolqueist@manatt.com; VidhyaPrabhakaran@dwt.com; JMcTarnaghan@perkinscoie.com; jbrezack@brezack.com; erobinson@kmtg.com; blaising@braunlegal.com; red@eslawfirm.com; Richard.Svindland@amwater.com; ca.rates@amwater.com; Ungson, Chris; Koltz, Jonathan; Rauschmeier, Richard; Truong, Viet; Kotch, Andrew; Mattson, Burton; Weatherford, Gary; Reiger, J. Jason; Menda, Justin; Wong, Lester; Zelazo, Michael; Allen, Peter; Kumra, Ravi; Thomas, Sarah R.; St. Marie, Stephen; Rose, Suzie; Shia, Terence

Cc: ALJ Docket Office; ALJ Process; ALJ_Support ID

Subject: A.12-04-019 Email Ruling Shortening Time to Respond to MCWD Motion for Recirculation of NOA of the DEIR

ADMINISTRATIVE LAW JUDGE'S RULING

On June 19, 2015, Marina Coast Water District (MCWD) filed a motion for recirculation of the Notice of Availability (NOA) of the Commission's Draft Environmental Impact Report (DEIR). Responses are due in 15 days, unless the time is shortened. (Rule 11.1 of the Commission's Rules of Practice and Procedure.) This ruling shortens the time to file a response to the motion to one day from the date of electronic service of this ruling.

The schedule for this proceeding has consistently run the portions related to (a) the California Environmental Quality Act (CEQA) and (b) the application for a Certificate of Public Convenience and Necessity (CPCN) on different, but parallel, tracks. (See, for example, the schedules adopted in Rulings dated June 28, 2012; August 29, 2012; May 30, 2013; and September 25, 2013.) The CEQA elements, including the draft and final Environmental Impact Reports (EIR), are governed by CEQA, while the CPCN elements are governed by the Public Utilities Code. The Commission implements its CEQA duties through the Commission's Energy Division (ED). All matters related to CEQA and the EIR are handled by ED. The final EIR is then considered by the Commission as part of the application for a CPCN, with the formal proceeding conducted by the Administrative Law Judge Division. This is the Commission's standard procedure for such matters.

MCWD declares that ED is still considering MCWD's request to recirculate the NOA for the DEIR. (Declaration of Ruth Stoner Muzzin at item 19, page 2.) ED has not yet responded. It is likely premature (and may be moot in whole or part) to address the motion until ED has

responded. Nonetheless, a party who wishes to respond to MCWD's motion must file and serve its response by one day from the date of this ruling.

IT IS RULED that responses to the June 19, 2015 motion of Marina Coast Water District for recirculation of the Notice of Availability of the Commission's Draft Environmental Impact Report shall be filed by one day from the date of electronic service of this ruling.

The Docket Office shall formally file this Ruling.

Burton W. Mattson, Administrative Law Judge for
Gary Weatherford, Administrative Law Judge